IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS SHERMAN DIVISION

VICTOR M. VILLALPANDO, #15397-078 §

VS.

§ CIVIL ACTION NO. 4:11cv735

CRIMINAL ACTION NO. 4:08cr214(1)

UNITED STATES OF AMERICA §

ORDER OF DISMISSAL

The above-entitled and numbered civil action was heretofore referred to United States Magistrate Judge Don D. Bush. The Report and Recommendation of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, and no objections thereto having been timely filed, the court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the same as the findings and conclusions of the court. It is therefore

ORDERED that the motion is **DISMISSED** without prejudice. It is further **ORDERED** that all motions by either party not previously ruled on are hereby **DENIED**.

SIGNED this the 6th day of September, 2013.

RICHARD A. SCHELL

UNITED STATES DISTRICT JUDGE

and of Schill